

UTILITY PATENT APPLICATION TRANSMITTAL	Attorney Docket No.	91-01 C7	Total Pages	128
	First Named Inventor or Application Identifier			
	ESTES et al.			
	Title	Sleep Apnea Treatment Apparatus		
(Only for new nonprovisional applications under 37 C.F.R. § 1.53(b))		Express Mail Label No.	EV 196251685 US	

222 U.S. PTO
10/623043
07/18/03

APPLICATION ELEMENTS See MPEP chapter 600 concerning utility patent application contents.	ADDRESS TO: Commissioner for Patents Box Patent Application Washington, DC 20231
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1. ☒ Fee Transmittal Form
 (Submit an original, and a duplicate for fee processing)
2. ☒ Specification [Total Pages 69]
 (preferred arrangement set forth below)
 -Descriptive Title of the Invention
 -Cross References to Related Applications
 -Statement Regarding Fed sponsored R & D
 -Background of the Invention
 -Brief Summary of the Invention
 -Brief Description of the Drawings (if filed)
 -Detailed Description
 -Claim(s)
 -Abstract of the Disclosure
3. ☒ Drawing(s) (35 U.S.C. § 113) [Total Sheets 17]
4. ☒ Oath or Declaration [Total Pages 4]
 - a. ☐ Newly executed (original or copy)
 - b. ☒ Copy from a prior application (37 C.F.R. § 1.63(d))
 (for continuation/divisional with Boxes 19 and 20 c completed)
 [Note Box 5 below]
 - i. ☐ **DELETION OF INVENTOR(S)**
 Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. §§ 1.63(d)(2) and 1.33(b).
 - c. ☐ Unsigned
5. ☒ Incorporation By Reference (useable if Box 4b is checked)
 The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
6. ☒ Application Data Sheet per 37 C.F.R. § 1.76
 [Total Pages 2]

7. DOMESTIC/INTERNATIONAL priority is claimed under 35 U.S.C. § 119(e)/120/365(c) based on the following provisional, nonprovisional, and/or PCT international applications.

	Application No.	Filing Date
(1)	09/393,003	September 9, 1999
(2)	08/677,320	June 2, 1996
(3)	08/110,372	August 23, 1993
(4)	07/768,269	November 1, 1991
8. ☒ Prior application is assigned to Respironics, Inc. by Assignment recorded August 23, 1993 Reel 6691 Frame(s) 0675.


ACCOMPANYING APPLICATION PARTS	
<ol style="list-style-type: none"> 9. <input type="checkbox"/> Assignment Papers (cover sheet & document(s)) (Please return recorded assignment to the undersigned) 10. <input type="checkbox"/> 37 C.F.R. § 3.73(b) Statement <input type="checkbox"/> Power of Attorney (when there is an assignee) 11. <input type="checkbox"/> English Translation Document (if applicable) 12. <input checked="" type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input type="checkbox"/> Copies of IDS Citations 13. <input checked="" type="checkbox"/> Preliminary Amendment (to be entered before calculating fees) 14. <input checked="" type="checkbox"/> Return Receipt Postcard (Should be specifically itemized) 15. <input type="checkbox"/> Certified Copy of Priority Document(s) (if foreign priority is claimed) 16. <input checked="" type="checkbox"/> Certificate of Mailing by Express Mail 17. <input type="checkbox"/> Non-publication Request and Cert. under 35 U.S.C. § 122(b)(2)(B)(i) (attach copy of RI-186 Form (PTO/SB/35)). 18. <input checked="" type="checkbox"/> Other: <u>Submission of Formal Drawings</u> 	

19. If a **CONTINUING APPLICATION**, check appropriate box and supply the requisite information:

☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No. 09/393,003

Prior application Information: Examiner: Lewis, A. Group/ArtUnit: 3761

20. Please amend the specification by inserting before the first line the sentence: This is a ☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No. _____

21. CORRESPONDENCE ADDRESS	
Customer No. and Bar Code Label.	 <div style="font-size: 24px; font-weight: bold;">30031</div> <small>PATENT TRADEMARK OFFICE</small>

Name	Michael W. Haas	Reg. No.	35,174
Signature	<i>Michael W. Haas</i>	Date	Jul 18, 2003

FEE TRANSMITTAL

(Effective 01/01/2003)

Application Number Not Yet Assigned

Filing Date July 18, 2003

First Named Inventor ESTES et al.

Confirmation Number Unknown

Group Art Unit Unknown

"Express Mail" Label No. EV 196251685 US

Examiner's Name Unknown

TOTAL AMOUNT OF PAYMENT \$ 750.00

Attorney Docket No. 91-01 C7

METHOD OF PAYMENT1. ☒

The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit
Account
Number

Deposit
Account
Name

50-0558

Respironics, Inc.

☒Charge any additional
fee required under 37
C.F.R. §§ 1.16, 1.17
1.19 and 1.20☐Charge the Issue Fee set
forth in 37 C.F.R. § 1.182. ☒ Payment Enclosed:

Check (Check No. 1151)

FEE CALCULATION (fees effective 10/01/00)**1. FILING FEE**

Large Entity Fee (\$)	Small Entity Fee (\$)	Fee Description	Fee Paid
1001 750	2001 375	Utility filing fee	750.00
1002 330	2002 165	Design filing fee	
1003 520	2003 260	Plant filing fee	
1004 750	2004 375	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	

SUBTOTAL (1) \$ 750.00**2. CLAIMS**

Total Claims	Extra Claims	Fee from Below	Fee Paid
7	- 20 *	0 x 18 =	0.00
1	- 3 *	0 x 84 =	0.00
Multiple Dependent Claims add 280 =			0.00

* Enter Highest Number Previous Paid For

Large Entity Fee (\$)	Small Entity Fee (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 84	2201 42	Independent claims in excess of 3
1203 280	2203 140	Multiple dependent claim
1204 84	2204 42	Reissue independent claims over original patent
1205 18	2205 9	Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) \$ 0.00**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or declaration	
1052	50	2052	25	Surcharge - late provisional filing fee or or cover sheet	
1811	100	1811	100	Certificate of Correction	
1812	2,520	1812	2,520	For filing a request for reexamination	
576	25	576	25	Additional filing receipt, duplicate or corrected due to applicant error	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for response within first month	
1252	410	2252	205	Extension for response within second month	
1253	930	2253	465	Extension for response within third month	
1254	1,450	2254	725	Extension for response within fourth month	
1255	1,970	2255	985	Extension for response within fifth month	
1401	320	2401	160	Notice of Appeal	
1402	320	2402	160	Filing a brief in support of an appeal	
1403	280	2403	140	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive unavoidably abandoned application	
1453	1,300	2453	650	Petition to revive unintentionally abandoned application	
1501	1,300	2501	650	Utility issue fee (or reissue)	
1502	470	2502	235	Design issue fee	
1814	110	2814	55	Statutory Disclaimer	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Petitions related to provisional applications	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of property)	
1809	750	2809	375	Filing a submission after final rejection (37 C.F.R. § 1.129(a))	
1801	750	2801	375	Request for Continued Examination	

Other Fee (specify) _____

SUBTOTAL (3) \$ 0.00**SUBMITTED BY**

Typed or Printed Name	Michael W. Haas	Reg. Number	35,174
Signature	<i>Michael W. Haas</i>	Date	July 18, 2003
		Deposit Account Number	50-0558

Certificate of Mailing by "Express Mail"

EV 196251685 US

"Express Mail" label number

July 18, 2003

Date of Deposit

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Michael W. Haas

Typed or printed name of person mailing correspondence

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